

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
SHANDRICA EDWARDS-EL as Administrator  
of the Estate of IRVING MIZELL, Deceased, and  
SHANDRICA EDWARDS-EL, Individually,

Docket No.: 14-CV-4507 (SJ) (VMS)

**AMENDED**  
**ORDER OF SETTLEMENT**  
**AND DISTRIBUTION**

Plaintiffs,

-against-

THE CITY OF NEW YORK, POLICE OFFICER  
EARL JAVELLANA, POLICE OFFICER MEGAN  
CARROLL and POLICE OFFICER TODD CRAVEN,

Defendants.  
-----X

**ORDER OF FINAL SETTLEMENT AND DISTRIBUTION**

Upon reading and filing the Application of SHANDRICA EDWARDS-EL, Individually and as the Administrator of the Estate of IRVING MIZELL a/k/a IRVING DWAYNE MIZELL, Deceased, duly sworn to on the 3<sup>rd</sup> day of August, 2018 and the Affirmation of Thomas P. Giuffra, Esq. dated August 9, 2018 and the Attorney's Supplemental Affirmation as to Disbursements dated December 14, 2018, and upon the Attorney's Revised Affirmation in Support of Plaintiff's Application to Approve the Revised Settlement dated June 13, 2019, and upon all the pleadings and proceedings heretofore had herein, and due deliberation having been had herein, and it appearing to the satisfaction of this Court that the settlement herein is in the best interests of all the parties,

NOW, on motion of RHEINGOLD GIUFFRA RUFFO & PLOTKIN LLP, Attorneys for Plaintiff, it is

ORDERED, that the Plaintiff SHANDRICA EDWARDS-EL, Individually and as Administrator of the Estate of IRVING MIZELL, Deceased, is hereby authorized and

empowered to compromise and settle all causes of action against defendants THE CITY OF NEW YORK, POLICE OFFICER EARL JAVELLANA, POLICE OFFICER MEGAN CARROLL and POLICE OFFICER TODD CRAVEN, and to execute and deliver General Releases to said defendants for the total sum of \$650,000.00, with the sum of \$642,500.00 being paid by defendants THE CITY OF NEW YORK, POLICE OFFICER EARL JAVELLANA and POLICE OFFICER MEGAN CARROLL and the sum of \$7,500.00 being paid by defendant POLICE OFFICER TODD CRAVEN; and it is further

ORDERED, that one hundred percent (100%) of the settlement shall be allocated to settle the cause of action alleging conscious pain and suffering and zero percent (0%) shall be allocated to the cause of action alleging wrongful death, with said cause of action for wrongful death being discontinued with prejudice; and it is further

ORDERED, that the defendants, THE CITY OF NEW YORK, POLICE OFFICER EARL JAVELLANA, POLICE OFFICER MEGAN CARROLL shall issue a check in the sum of \$642,500.00 made payable to THE ESTATE OF IRVING MIZELL and RHEINGOLD GIUFFRA RUFFO & PLOTKIN LLP, as attorneys for the plaintiff; and it is further

ORDERED, that the defendant POLICE OFFICER TODD CRAVEN shall issue a check in the sum of \$7,500.00 made payable to THE ESTATE OF IRVING MIZELL and RHEINGOLD GIUFFRA RUFFO & PLOTKIN LLP, as Attorneys for the plaintiffs and it is further

ORDERED, that the legal fees requested by the law firm of Rheingold Giuffra Ruffo & Plotkin LLP in the sum of \$206,550.98 is hereby approved, plus reimbursement of disbursements expended in the sum of \$30,347.05 for a total to said attorneys of \$236,898.03; and it is further

ORDERED, that the balance of the settlement funds in the amount of \$413,101.97 shall be distributed to the Estate of Irving Mizell; and it is further

ORDERED that the filing of a bond be dispensed with.

Dated: \_\_\_\_\_, 20\_\_.

E N T E R:

\_\_\_\_\_  
Magistrate Judge Vera M. Scanlon